

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. .... 10/609,329  
Filing Date ..... June 27, 2003  
Inventorship ..... BATTERBERRY, Troy et al.  
Confirmation No. .... 7914  
Assignee ..... Microsoft Corporation  
Group Art Unit ..... 2863  
Examiner ..... LAU, Tung  
Attorney's Docket No. .... MS1-1479US  
Title: Midstream Determination of Varying Bandwidth Availability

**RESPONSE TO OFFICE ACTION**  
**MAILED SEPTEMBER 21, 2005**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: Eric Gash (Tel. 509-324-9256 ext. 228)  
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This responds to an Office Action mailed September 21, 2005.